

Docket No.: 44033-093



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

J. Peter KLEIN, et al.

Application No.: 09/544,984

Filed: April 07, 2000

Group Art Unit: 1617

Examiner: Mojdeh Bahar

For: THERAPEUTIC COMPOUNDS FOR INHIBITING INTERLEUKIN-12 SIGNALING
AND METHODS FOR USING SAME

RESPONSE TO RESTRICTION/ELECTION OF SPECIES REQUIREMENT

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

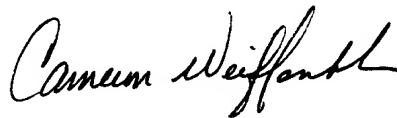
In response to the Office Action dated July 5, 2001, Applicants hereby elect Group I, corresponding to claims 1-18 and 29-36 for prosecution on the merits. The election is made with traverse because it is believed that a search for all of the pending claims can be made without a serious burden on the U.S. Patent and Trademark Office. The Examiner has further required an election of a single disclosed species. Applicants hereby elect the species wherein R_1 is $C_{(5-9)}$ hydroxyalkyl, R_2 is methyl, X and Y are NH , and Z is $C(R_3)$ where R_3 is $C_{(1-20)}$ alkylaminoalkyl. As acknowledged by the Examiner, it is believed that claims 1-46 are generic to the elected species.

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The above election of species is being made without traverse to extent that it is understood that (i) the requirement will be withdrawn upon the finding of an allowable genus and (ii) any species withdrawn from consideration will be transferred to the elected subject matter unless it is found patentably distinct from the elected or allowed claims.

Respectfully submitted,

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